

COUNT X - INJURIOUS FALSEHOOD

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

48. Paragraphs 1-3 and 6-47 are incorporated herein by reference as if fully set forth herein.

49. Defendants, Banana Don and Jim Quinn, by their intentional, reckless, malicious or negligent conduct as stated in paragraphs 35 and 39, said paragraphs which are incorporated herein by reference, should have recognized that the aforementioned untrue statements would result in harm to the financial interest of Plaintiff. Plaintiff avers that the aforementioned conduct of Defendants, Banana Don and Jim Quinn, has resulted in Plaintiff suffering tremendous wage loss which is continuing and could continue indefinitely, mental anguish, humiliation, pain and suffering and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph demands compensatory damages against Defendants Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally in excess of Twenty Thousand (\$20,000.00) Dollars, plus punitive damages, interest and costs.

11.
COUNT XI - DEFAMATION

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, DEFENDANTS

50. Paragraphs 1-3 and 6-49 are incorporated herein by reference as if fully set forth herein.

51. As stated in paragraphs 9-10 of this Amended Complaint in Civil Action, which paragraphs are incorporated herein by reference as if fully set forth herein, Plaintiff, prior to her employment as News Director at Radio Station WBZZ, had been employed in a number of prominent positions in broadcast/journalism in both the Pittsburgh, Pennsylvania and Morgantown, West Virginia metropolitan areas. As a result of her expertise in a variety of positions, Plaintiff had gained the reputation of being an extremely competent, professional and accomplished news director, news anchor and news reporter. Further, Plaintiff as a prominent member of the broadcast/journalism media, has established her good character through her honest and forthright dealings throughout the aforementioned period stated in this Amended Complaint in Civil Action. Further, Plaintiff is a good, honest, true and virtuous inhabitant of this Commonwealth and as such during her entire life demeaned and behaved herself and remained free and unsuspected of and from all manners of immoral conduct. The Plaintiff was an esteemed and reputed person of good name, credit and reputation, by reason of which she gained the love, goodwill and esteem of all her business associates, employees, the general public and divers other good people of the Greater Pittsburgh Metropolitan area, and Plaintiff for a long time, past and before

the publishing and uttering of the false, scandalous and defamatory words hereafter mentioned, followed and carried in the lawful art, trade, and business of a news director, news anchor and news reporter and by means thereof earned her livelihood.

52. Nevertheless, the Defendants, contriving not only to deprive Plaintiff of her business reputation, good name and fame and to bring her into scandal and disrepute among her business associates, neighbors and the general public in November 1987, communicated to hundreds of thousands of listeners of Radio Station WBZZ that Plaintiff had contracted so many sexually transmittable diseases that by heart she knows all the special hotlines to the Centers For Disease Control in Atlanta, Georgia.

53. The aforesaid communications and words therein published as aforesaid by the Defendants were wholly false and were published with the intent of and for the purpose of injuring the Plaintiff in her business reputation, employment and personal standing in the community.

54. The aforesaid communications and words therein published as aforesaid by the Defendants were a false and malicious slander and have resulted in an injury to Plaintiff's good name, business reputation, personal standing in the community and feelings, and all of which have been to her great financial loss, damage, mental anguish, humiliation and pain and suffering.

WHEREFORE, Plaintiff, Liz Randolph demands damages against Defendants, Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally in excess of Twenty Thousand (\$20,000.00) Dollars plus punitive damages, interest and costs.

12-
COUNT XII- INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

55. Paragraphs 1-3, and 6-54 are incorporated herein by reference as if fully set forth herein.

56. During the month of November 1987, Defendants Banana Don and Jim Quinn intentionally, recklessly and maliciously communicated to hundreds of thousands of listeners of Radio Station WBZZ that Plaintiff had contracted so many sexually transmittable diseases that by heart she knows all the special hotlines to the Centers For Disease Control in Atlanta, Georgia.

57. The aforementioned intentional, reckless and malicious conduct stated in paragraph 56, said paragraph which is incorporated herein by reference as if fully set forth herein, was wholly outrageous and extreme to such a degree as to go beyond all possible bounds of decency, and is outrageous and utterly intolerable in a civilized society.

58. Due to the aforementioned intentional, reckless and malicious conduct stated in paragraph 56, said paragraph which is incorporated herein by reference as if fully set forth herein, has subjected the Plaintiff to and she has suffered severe and damaging emotional distress and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph, demands compensatory damages against Defendants, Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally, in excess of Twenty Thousand (\$20,000.00) Dollars plus punitive damages, interest and costs.

12.
COUNT XIII - NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

59. Paragraphs 1-3 and 6-58 are incorporated by reference as if fully set forth herein.

60. During the month of November 1987, Defendants Banana Don and Jim Quinn intentionally, recklessly and maliciously communicated to hundreds of thousands of listeners of Radio Station WBZZ that Plaintiff had contracted so many sexually transmittable diseases that by heart she knows all the special hotlines to the Centers For Disease Control in Atlanta, Georgia.

61. The aforementioned negligent conduct stated in paragraph 60, said paragraph which is incorporated herein by reference as if fully set forth herein, was wholly outrageous and extreme to such a degree as to go beyond all possible bounds of decency, and is outrageous and utterly intolerable in a civilized society.

62. Due to the aforementioned negligent conduct stated in paragraph 60, said paragraph which is incorporated herein by reference as if fully set forth herein, has subjected the

Plaintiff to and she has suffered severe and damaging emotional distress and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph demands compensatory damages against Defendants, Banana Don, Jim Quinn and EZ Communications, Inc. jointly and severally, in excess of Twenty Thousand (\$20,000.00) Dollars, plus interest and costs.

14/ COUNT XIV - NEGLIGENCE

LIZ RANDOLPH, PLAINTIFF

vs.

JAMES RICHARDS and EZ COMMUNICATIONS, DEFENDANTS

63. Paragraphs 1, 4 and 6-62 are incorporated herein by reference as if fully set forth herein.

64. Even though Plaintiff in November 1987 following the Defendants' Banana Don and Jim Quinn tortious conduct as stated in paragraphs 56 and 60, said paragraphs which are incorporated herein by reference as if fully set forth herein, met with Defendant, James Richards, Program Director of Defendant EZ Communications, Inc.'s Radio Station WBZZ and informed him of the Defendants Banana Don and Jim Quinn's aforementioned tortious conduct, Defendant James Richards did nothing to halt Defendants Banana Don and Jim Quinn's tortious conduct, even though Defendant James Richards was Defendants Banana Don and Jim Quinn's supervisor. In fact, Defendant James Richards specifically told Plaintiff that he couldn't control Banana Don and Jim Quinn and that he would fire Plaintiff if he caught her looking for another job.

65. Defendant James Richards, due to the facts as stated in paragraph 64, said paragraph which is incorporated herein by reference as if fully set forth herein, was negligent as to the Plaintiff as follows:

a) In failing to state to Defendants Banana Don and

COUNT XV - INVASION OF PRIVACY

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

67. Paragraphs 1-3 and 6-66 are incorporated herein by reference as if fully set forth herein.

68. Defendants, Banana Don and Jim Quinn, by their intentional, reckless, malicious or negligent conduct as stated in paragraphs 56 and 60, said paragraphs of which are incorporated herein by reference as if fully set forth herein, gave publicity to the false statements which they uttered as detailed in paragraphs 56 and 60. Defendants Banana Don and Jim Quinn's highly offensive conduct has resulted in Plaintiff suffering tremendous wage loss which is continuing and will continue indefinitely, mental anguish, humiliation, pain and suffering and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph, demands compensatory damages against Defendants, Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally in excess of Twenty Thousand (\$20,000.00) Dollars plus punitive damages, interest and costs.

COUNT XVI - INJURIOUS FALSEHOOD

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

69. Paragraphs 1-3 and 6-68 are incorporated herein by reference as if fully set forth herein.

70. Defendants, Banana Don and Jim Quinn, by their intentional, reckless, malicious or negligent conduct as stated in paragraphs 56 and 60, said paragraphs which are incorporated herein by reference should have recognized that the aforementioned untrue statements would result in harm to the financial interest of Plaintiff. Plaintiff avers that the aforementioned conduct of Defendants, Banana Don and Jim Quinn, has resulted in Plaintiff suffering tremendous wage loss which is continuing and could continue indefinitely, mental anguish, humiliation, pain and suffering and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph demands compensatory damages against Defendants Banana Don, Jim Quinn and Ez Communications, Inc., jointly and severally in excess of Twenty Thousand (\$20,000.00) Dollars, plus punitive damages, interest and costs.

LIZ RANDOLPH, PLAINTIFF

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, DEFENDANTS

72. As stated in paragraphs 9-10 of this Amended Complaint in Civil Action, which paragraphs are incorporated herein by reference as if fully set forth herein, Plaintiff, prior to her employment as News Director at Radio Station WBZZ, had been employed in a number of prominent positions in broadcast/journalism in both the Pittsburgh, Pennsylvania and Morgantown, West Virginia metropolitan areas. As a result of her expertise in a variety of positions, Plaintiff had gained the reputation of being an extremely competent, professional and accomplished news director, news anchor and news reporter. Further, Plaintiff as a prominent member of the broadcast/journalism media, has established her good character

the publishing and uttering of the false, scandalous and defamatory words hereafter mentioned, followed and carried in the lawful art, trade, and business of a news director, news anchor and news reporter and by means thereof earned her livelihood.

73. Nevertheless, the Defendants, Banana Don and Jim Quinn contriving not only to deprive Plaintiff of her business reputation, good name and fame and to bring her into scandal and disrepute among her business associates, neighbors and the general public in November 1987, on the Anniversary of the Marine Corps communicated to hundreds of thousands of listeners of Radio Station WBZZ that this was a very special day for Plaintiff for she has a very personal sexual relationship with the Marine Corps.

74. The aforesaid communications and words therein published as aforesaid by the Defendants were wholly false and were published with the intent of and for the purpose of injuring the Plaintiff in her business reputation, employment and personal standing in the community.

75. The aforesaid communications and words therein published as aforesaid by the Defendants were a false and malicious slander and have resulted in an injury to Plaintiff's good name, business reputation, personal standing in the community and feelings, and all of which have been to her great financial loss, damage, mental anguish, humiliation and pain and suffering.

WHEREFORE, Plaintiff, Liz Randolph demands damages against Defendants, Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally in excess of Twenty Thousand (\$20,000.00) Dollars plus punitive damages, interest and costs.

COUNT XVIII - INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

76. Paragraphs 1-3 and 6-75 are incorporated herein by reference as if fully set forth herein.

77. In November 1987, Defendants Banana Don and Jim Quinn intentionally, recklessly and maliciously communicated to hundreds of thousands of listeners of Radio Station WBZZ that this was a very special day for Plaintiff for she has a very personal sexual relationship with the Marine Corps.

78. The aforementioned intentional, reckless and malicious conduct stated in paragraph 77, said paragraph which is incorporated herein by reference as if fully set forth herein, was wholly outrageous and extreme to such a degree as to go beyond all possible bounds of decency, and is outrageous and utterly intolerable in a civilized society.

79. Due to the aforementioned intentional, reckless and malicious conduct stated in paragraph 77, said paragraph which is incorporated herein by reference as if fully set forth herein,

has subjected the Plaintiff to and she has suffered severe and damaging emotional distress and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph, demands compensatory damages against Defendants, Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally, in excess of Twenty Thousand (\$20,000.00) Dollars plus punitive damages, interest and costs.

COUNT XIX - NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

80. Paragraphs 1-3 and 6-79 are incorporated by reference as if fully set forth herein.

81. In November 1987, Defendants Banana Don and Jim Quinn negligently communicated to hundreds of thousands of listeners of Radio Station WBZZ that this was a very special day for Plaintiff for she has a very personal sexual relationship with the Marine Corps.

82. The aforementioned negligent conduct stated in paragraph 81, said paragraph which is incorporated herein by reference as if fully set forth herein, was wholly outrageous and extreme to such a degree as to go beyond all possible bounds of decency, and is outrageous and utterly intolerable in a civilized society.

83. Due to the aforementioned negligent conduct stated in paragraph 81, said paragraph which is incorporated herein by reference as if fully set forth herein, has subjected the Plaintiff to and she has suffered severe and damaging emotional distress and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph, demands compensatory damages against Defendants, Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally, in excess of Twenty Thousand (\$20,000.00) Dollars plus interest and costs.

COUNT XX - NEGLIGENCE

LIZ RANDOLPH, PLAINTIFF

vs.

JAMES RICHARDS and EZ COMMUNICATIONS, DEFENDANTS

84. Paragraphs 1, 4 and 6-83 are incorporated herein by reference as if fully set forth herein.

85. Even though Plaintiff in November 1987 following the Defendants' Banana Don and Jim Quinn tortious conduct as stated in paragraphs 77 and 81, said paragraphs which are incorporated herein by reference as if fully set forth herein, met with Defendant, James Richards, Program Director of Defendant EZ Communications, Inc.'s Radio Station WBZZ and informed him of the Defendants Banana Don and Jim Quinn's aforementioned tortious conduct, Defendant James Richards did nothing to halt Defendants Banana Don and Jim Quinn's tortious conduct, even though Defendant James Richards was Defendants Banana Don and Jim

86. Defendant James Richards, due to the facts as stated in paragraph 85, said paragraph which is incorporated herein by reference as if fully set forth herein, was negligent as to the Plaintiff as follows:

a) In failing to state to Defendants Banana Don and

COUNT XXI - INVASION OF PRIVACY

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

88. Paragraphs 1-3 and 6-87 are incorporated herein by reference as if fully set forth herein.

89. Defendants, Banana Don and Jim Quinn, by their intentional, reckless, malicious or negligent conduct as stated in paragraphs 77 and 81, said paragraphs of which are incorporated herein by reference as if fully set forth herein, gave publicity to the false statements which they uttered as detailed in paragraphs 77 and 81. Defendants Banana Don and Jim Quinn's highly offensive conduct has resulted in Plaintiff suffering tremendous wage loss which is continuing and could continue indefinitely, mental anguish, humiliation, pain and suffering and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph, demands compensatory damages against Defendants, Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally in excess of Twenty Thousand (\$20,000.00) Dollars plus punitive damages, interest and costs.

COUNT XXII - INJURIOUS FALSEHOOD

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

90. Paragraphs 1-3 and 6-89 are incorporated herein by reference as if fully set forth herein.

91. Defendants, Banana Don and Jim Quinn, by their intentional, reckless, malicious or negligent conduct as stated in paragraphs 77 and 81, said paragraphs which are incorporated herein by reference should have recognized that the aforementioned untrue statements would result in harm to the financial interest of Plaintiff. Plaintiff avers that the aforementioned conduct of Defendants, Banana Don and Jim Quinn, has resulted in Plaintiff suffering tremendous wage loss which is continuing and could continue indefinitely, mental anguish, humiliation, pain and suffering and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph demands compensatory damages against Defendants Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally in excess of Twenty Thousand (\$20,000.00) Dollars, plus punitive damages, interest and costs.

COUNT XXIII - DEFAMATION

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, DEFENDANTS

92. Paragraphs 1-3 and 6-91 are incorporated herein by reference as if fully set forth herein.

93. As stated in paragraphs 9-10 of this Amended Complaint in Civil Action, which paragraphs are incorporated herein by reference as if fully set forth herein, Plaintiff, prior to her employment as News Director at Radio Station WBZZ, had been employed in a number of prominent positions in broadcast/journalism in both the Pittsburgh, Pennsylvania and Morgantown, West Virginia metropolitan areas. As a result of her ~~employment in a number of prominent positions~~ Plaintiff had gained the

the publishing and uttering of the false, scandalous and defamatory words hereafter mentioned, followed and carried in the lawful art, trade, and business of a news director, news anchor and news reporter and by means thereof earned her livelihood.

94. Nevertheless, the Defendants, contriving not only to deprive Plaintiff of her business reputation, good name and fame and to bring her into scandal and disrepute among her business associates, neighbors and the general public on or about January 19, 1988, communicated to hundreds of thousands of listeners of Radio Station WBZZ that Plaintiff really enjoyed the movie "Couch Trip" because it's her autobiography (the movie is about a mental patient who becomes a radio talk show host).

95. The aforesaid communications and words therein published as aforesaid by the Defendants were wholly false and were published with the intent of and for the purpose of injuring the Plaintiff in her business reputation, employment and personal standing in the community.

96. The aforesaid communications and words therein published as aforesaid by the Defendants were a false and malicious slander and have resulted in an injury to Plaintiff's good name, business reputation, personal standing in the community and feelings, and all of which have been to her great financial loss, damage, mental anguish, humiliation and pain and suffering.

WHEREFORE, Plaintiff, Liz Randolph demands damages against Defendants, Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally in excess of Twenty Thousand (\$20,000.00) Dollars plus punitive damages, interest and costs.

COUNT XXIV - INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

97. Paragraphs 1-3 and 6-96 are incorporated herein by reference as if fully set forth herein.

98. On January 19, 1988, Defendants Banana Don and Jim Quinn intentionally, recklessly and maliciously communicated to hundreds of thousands of listeners of Radio Station WBZZ that Plaintiff really enjoyed the movie "Couch Trip" because it's her autobiography (the movie is about a mental patient who becomes a radio talk show host).

99. The aforementioned intentional, reckless and malicious conduct stated in paragraph 98, said paragraph which is incorporated herein by reference as if fully set forth herein, was wholly outrageous and extreme to such a degree as to go beyond all possible bounds of decency, and is outrageous and utterly intolerable in a civilized society.

100. Due to the aforementioned intentional, reckless and malicious conduct stated in paragraph 98, said paragraph which is incorporated herein by reference as if fully set forth herein, has subjected the Plaintiff to and she has suffered severe and damaging emotional distress and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph, demands compensatory damages against Defendants, Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally, in excess of Twenty Thousand (\$20,000.00) Dollars plus punitive damages, interest and costs.

COUNT XXV - NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

101. Paragraphs 1-3 and 6-100 are incorporated by reference as if fully set forth herein.

102. On January 19, 1988, Defendants Banana Don and Jim Quinn negligently communicated to hundreds of thousands of listeners of Radio Station WBZZ that Plaintiff really enjoyed the movie "Couch Trip" because it's her autobiography (the movie is about a mental patient who becomes a radio talk show host).

103. The aforementioned negligent conduct stated in paragraph 102, said paragraph which is incorporated herein by reference as if full set forth herein, was wholly outrageous and extreme to such a degree as to go beyond all possible bounds of decency, and is outrageous and utterly intolerable in a civilized society.

104. Due to the aforementioned negligent conduct stated in paragraph 102, said paragraph which is incorporated herein by reference as if fully set forth herein, has subjected the

Plaintiff to and she has suffered severe and damaging emotional distress and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph demands compensatory damages against Defendants, Banana Don, Jim Quinn and EZ Communications, Inc. jointly and severally, in excess of Twenty Thousand (\$20,000.00) Dollars, plus interest and costs.

COUNT XXVI - INVASION OF PRIVACY

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

105. Paragraphs 1-3 and 6-104 are incorporated herein by reference as if fully set forth herein.

106. Defendants, Banana Don and Jim Quinn, by their intentional, reckless, malicious or negligent conduct as stated in paragraphs 98 and 102, said paragraphs of which are incorporated herein by reference as if fully set forth herein gave publicity to the false statements which they uttered as detailed in paragraphs 98 and 102. Defendants Banana Don and Jim Quinn's highly offensive conduct has resulted in Plaintiff suffering tremendous wage loss which is continuing and will continue indefinitely, mental anguish, humiliation, pain and suffering and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph, demands compensatory damages against Defendants, Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally in excess of Twenty Thousand (\$20,000.00) Dollars plus punitive damages, interest and costs.

COUNT XXVII - INJURIOUS FALSEHOOD

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN and EZ COMMUNICATIONS, INC., DEFENDANTS

107. Paragraphs 1-3 and 6-106 are incorporated herein by reference as if fully set forth herein.

108. Defendants, Banana Don and Jim Quinn, by their intentional, reckless, malicious or negligent conduct as stated in paragraphs 98 and 102, said paragraphs which are incorporated herein by reference, should have recognized that the aforementioned untrue statements would result in harm to the financial interest of Plaintiff. Plaintiff avers that the aforementioned conduct of Defendants, Banana Don and Jim Quinn, has resulted in Plaintiff suffering tremendous wage loss which is continuing and could continue indefinitely, mental anguish, humiliation, pain and suffering and anxiety, panic attacks, severe headaches, sleeplessness and nausea.

WHEREFORE, Plaintiff, Liz Randolph demands compensatory damages against Defendants Banana Don, Jim Quinn and EZ Communications, Inc., jointly and severally in excess of Twenty Thousand (\$20,000.00) Dollars, plus punitive damages, interest and costs.

COUNT XXVIII - DEFAMATION

LIZ RANDOLPH, PLAINTIFF

vs.

BANANA DON, JIM QUINN, JOHN DOE and EZ COMMUNICATIONS, DEFENDANTS

109. Paragraphs 1-3 and 5-108 are incorporated herein by reference as if fully set forth herein.

110. As stated in paragraphs 9-10 of this Amended Complaint in Civil Action, which paragraphs are incorporated herein by reference as if fully set forth herein, Plaintiff, prior to her employment as News Director at Radio Station WBZZ, had been employed in a number of prominent positions in broadcast/journalism in both the Pittsburgh, Pennsylvania and Morgantown, West Virginia metropolitan areas. As a result of her expertise in a variety of positions, Plaintiff had gained the reputation of being an extremely competent, professional and accomplished news director, news anchor and news reporter. Further, Plaintiff as a prominent member of the broadcast/journalism media, has established her good character through her honest and forthright dealings throughout the aforementioned period stated in this Amended Complaint in Civil Action. Further, Plaintiff is a good, honest, true and virtuous inhabitant of this Commonwealth and as such during her entire life demeaned and behaved herself and remained free and unsuspected of and from all manners of immoral conduct. The Plaintiff was an esteemed and reputed person of good name, credit and reputation, by reason of which she gained the love, goodwill and esteem of all her business associates, employees, the general public and divers other good people of the Greater Pittsburgh Metropolitan area, and Plaintiff for a long time, past and before the publishing and uttering of the false, scandalous and

defamatory words hereafter mentioned, followed and carried in the lawful art, trade, and business of a news director, news anchor and news reporter and by means thereof earned her livelihood.

111. Nevertheless, the Defendants, Banana Don, Jim Quinn and John Doe contriving not only to deprive Plaintiff of her business reputation, good name and fame and to bring her into scandal and disrepute among her business associates, neighbors and the general public on or about January 22, 1988 communicated to hundreds of thousands of listeners of Radio Station WBZZ that Plaintiff is so promiscuous and has so much oral sex with so many people that she has a tatoo on her head that says "Don't pull on my ears, I know what I'm doing".

112. The aforesaid communications and words therein published as aforesaid by the Defendants were wholly false and were published with the intent of and for the purpose of injuring the Plaintiff in her business reputation, employment and personal standing in the community.

113. The aforesaid communications and words therein published as aforesaid by the Defendants were a false and malicious slander and have resulted in an injury to Plaintiff's good name, business reputation, personal standing in the community and feelings, and all of which have been to her great financial loss, damage, mental anguish, humiliation and pain and suffering.